



తెలంగాణ రాజ పత్రము
THE TELANGANA GAZETTE
PART-V EXTRAORDINARY
PUBLISHED BY AUTHORITY

No. 41]

HYDERABAD, TUESDAY, OCTOBER 15, 2024.

**STATUTORY NOTIFICATIONS OF THE ELECTION COMMISSION OF
INDIA AND OTHER ELECTION NOTIFICATIONS**

—X—

NOTIFICATIONS BY GOVERNMENT
OFFICE OF THE CHIEF ELECTORAL OFFICER, TELANGANA
GENERAL ADMINISTRATION DEPARTMENT
(ELECTIONS)

ELECTIONS – JUDGEMENT / ORDER OF THE HON'BLE HIGH COURT FOR THE STATE OF
TELANGANA IN ELECTION PETITION NO. 07 OF 2019.

*[Memo No.7436/Elecs.A/A1/2024, Office of the Chief Electoral Officer, Telangana,
General Administration (Elections) Department, Dated: 10th October, 2024.]*

The following Notification of the Election Commission of India, Nirvachan Sadan, Ashoka Road,
New Delhi-110001, Dated 7th October, 2024, 15 Ashvina, 1946 (Saka) is published:-

NOTIFICATION

No. 82/TEL-LA/07/2019/2024 :- In pursuance of Section 106 (b) of the Representation of the People
Act, 1951 (43 of 1951), the Election Commission of India hereby publishes the judgement/order of the Hon'ble
High Court of the State of Telangana dated 12th October, 2020 in the Election Petition No. 07 of 2019.

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**MONDAY, THE TWELFTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY**

**PRESENT
THE HONOURABLE SRI JUSTICE CHALLA KODANDARAM**

ELECTION PETITION NO. 7 OF 2019

In the Matter of Election of a Member of Legislative Assembly 2018, Asifabad (ST) Assembly Constituency, Kumrambheem Asifabad District (erstwhile Adilabad District)

Between:

Smt. Kova Laxmi, W/o Kova Sone Rao, Aged about 49 years, R/o Rajampet, Asifabad, Kumrambheem Asifabad District 504293. (erstwhile Adilabad District) T.S.

...PETITIONER

AND

1. Sri Athram Sakku, S/o Athram Raju, Age 45 years, R/o H.No.3-26, Lakshmiapur, Ginnedhari, (M) Thiryani, Kumrambheem Asifabad District-504293. (erstwhile Adilabad District) T.S.
2. Sri Ajmeera Ram Naik, S/o A.B. Naik, Age 41 years, R/o H.No.6-57/1/B, Rajampet, Asifabad, Kumrambheem Asifabad District- 504293. (erstwhile Adilabad District) T.S.
3. Sri Ade Balaji, S/o Kabir Das, Age 35 years, R/o H.No.2-1, Sungapur Village, Narnoor Mandal, Kumram Bheem Asifabad District- 504311. (erstwhile Adilabad District) T.S.
4. Sri Kursenga Vasantha Rao, S/o Janoba, Age 59 years, R/o H.No.3-305, Dhaba(k) Village, Gadhiguda Mandal, Kumram Bheem Asifabad District-504317. (erstwhile Adilabad District) T.S.
5. Sri Kotnaka Vijayakumar, S/o Bojji, Age 34 years, R/o H.No.2-29/1, Mokasiguda Village, GP Indhani, Wankidi Mandal, Kumram Bheem Asifabad District-504295. (erstwhile Adilabad District) T.S.
6. Sri Banovath Jagan, S/o Jumal, Age 38 years, R/o Hanuman Nagar (X Roads) Village, H/o Sevadas Nagar, Uttoor Mandal, Adilabad District-504346. (erstwhile Adilabad District) T.S.
7. Sri Mukde Vishnu, S/o Maruthi, Age 34 years, R/o H.No.1-135 (New), 16-82/1 (old), Anji Village, Indravelly Mandal, Adilabad District- 504346. (erstwhile Adilabad District) T.S.
8. Sri Bhukyalindal Rao, S/o Mohan, Age 30 years, R/o H.No.9-70, Luxettipet, Mancherla District- 504205. (erstwhile Adilabad District) T.S.
9. Sri Azmera Athma Rao, S/o Chandru, Age 33 years, R/o H.No.6-6/4, Khairiguda Village, Rebbana Mandal, Kumram Bheem Asifabad District- 504219. (erstwhile Adilabad District) T.S.
10. The Returning Officer, 005 -Asifabad (ST) Assembly Constituency and Revenue Divisional Officer, Kumram Bheem Asifabad District- 504293. (erstwhile Adilabad District) T.S.
(Name of Respondent No.10 is ordered to be strike off from the array of respondent vide C.O. dated 25/10/2019 in IA No.02/2019)
11. The Chief Electoral Officer, H Block, South Wing, Secretariat, Secretariat Buildings, Hyderabad 500022
(Name of Respondent No.11 is ordered to be strike off from the array of respondent vide C.O. dated 01/11/2019 in I.A.No.01/2019)

...RESPONDENTS

Election Petition under Section 80, 80A, 81, 83, 84, 100(1) (d) & 101 of representation of the People Act, 1951 & the rules made there under read with rules

- a) ~~declare the election of the 1st respondent as elected from 005-Asifabad (ST) Constituency, Kumarambheem Asifabad district (erstwhile Adilabad District) in the Assembly General Elections held in the month of December, 2018 as illegal and null and void and to set aside the same~~
- b) Declare the petitioner as duly elected from 005- Asifabad (ST) Constituency, Kumarambheem Asifabad district (erstwhile Adilabad District) in the election held in the Assembly General Elections held in the month of December, 2018
- c) To award costs of the Election Petition

Counsel for the Petitioner : SRI. GANDRA MOHAN RAO

Counsel for the Respondent No.1 : SRI C.HARI PREETH

The Court made the following: ORDER ON BEING MENTIONED

This Election Petition was dismissed by this Court *vide* order dated 20.11.2019, as withdrawn subject to the petitioner depositing Rs.5000/- within two weeks from the date of receipt of a copy of the said order for publication of notice of withdrawal in the Official Gazette and thereafter, it was directed, the Registry should take necessary steps for publication of notice of withdrawal as required under Section 110 of the Representation of the Peoples Act, 1951,.

Now, it is represented by the learned counsel for the petitioner that as per Section 110 of the 1951 Act, notice of withdrawal is to be published in the Gazette before passing the order for withdrawal of Election Petition and that they had already deposited Rs.5,000/- for publication of notice also, but however, by inadvertence, they could not bring the said fact to the notice of this Court.

In view of the said submission, the order dated 20.11.2019 is modified to the effect that: "Accordingly, the Election Petition is dismissed as withdrawn and the Election Authority shall take necessary steps for publication of withdrawal of Election Petition in accordance with the Rules."

Registry, therefore, to issue necessary corrigendum.

K. GANGADHAR RAO,
Joint Registrar

By Order,

AVINASH KUMAR,
Principal Secretary,

C. SUDHARSHAN REDDY,
*Chief Electoral Officer &
E.O. Secretary to Government.*